

# **EXHIBIT 5**

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**From:** Dean, Jamie <Jamie.Dean@wbd-us.com>  
**Sent:** Tuesday, October 30, 2018 12:05 PM  
**To:** Jeremy Falcone  
**Cc:** Montecalvo, Michael; Preetha Suresh Rini  
**Subject:** RE: Discovery Issues and Deposition Date

Jeremy,

Do you believe you will be able to take Ms. Rivera's and Mr. Hartsock's depositions on the same day?

Would you email me a copy of Ms. Teter's supplement to save the time of waiting for the mail? I will evaluate the supplement to determine if it resolves our concerns about witness communications. As explained in my prior correspondence, the interrogatories seek communications beyond those with eye witnesses to the altercation between Ms. Teter and Mr. Campbell.

Defendants have agreed to produce written communications with third-parties. In a follow-up email to you, I noted that we do not intend to produce emails with attorneys like Joe Sandler relating to deposition logistics and subpoenas. The only responsive documents we have at present are emails with Leslie Boyd and an editor of the Citizen-Times, which are being prepared for production.

Best,  
Jamie

Jamie Dean  
Partner  
Womble Bond Dickinson (US) LLP

One West Fourth Street  
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-----Original Message-----

From: Jeremy Falcone [mailto:Jeremy.Falcone@elliswinters.com]  
Sent: Tuesday, October 30, 2018 10:48 AM  
To: Dean, Jamie  
Cc: Montecalvo, Michael; Preetha Suresh Rini  
Subject: R

Best,  
Jamie

Jamie,

The supplemental responses went out yesterday.

I am checking on the November 15 date and will get back to you.

We haven't yet sent a subpoena to Brittney Rivera; we wanted to coordinate her deposition around the time of the other CA deposition.

I understood you to be seeking the names of witnesses to the altercation with whom we have communicated. Please clarify what you are seeking, and I can likely get an updated list. I assume Veritas will provide the same information to us?

Jeremy

Jeremy Falcone  
(919) 865-7097

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From: Dean, Jamie [Jamie.Dean@wbd-us.com]  
Sent: Tuesday, October 30, 2018 9:41 AM  
To: Jeremy Falcone  
Cc: Montecalvo, Michael  
Subject: Discovery Issues and Deposition Date

Jeremy,

Do you know when you will be providing the supplement to Ms. Teter's discovery responses? We want to notice depositions of some of the individuals she has referenced but for whom she has not provided names or contact information. We'll need that information very soon if we all hope to stay on track to complete discovery by December 1.

Regarding the chart of witnesses you provided, it appears to be incomplete. For example, it does not list any communication with Scott Foval or anyone else other than some eye-witnesses to Ms. Teter's and Mr. Campbell's altercation.

Christian Hartsock can be available at our firm's Los Angeles office on November 15. Does that work for you?  
The office is located at:

12400 Wilshire Boulevard  
Suite 700  
Los Angeles, CA, US 90025

Have you subpoenaed Brittney Rivera yet? When do you hope to take her deposition?

Best,  
Jamie

Jamie Dean  
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